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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/594,983	06/15/2000	William C. Olson	57906-B/JPW/SHS	8686
7590	03/12/2004		EXAMINER FOLEY, SHANON A	
John P White Cooper & Dunham LLP 1185 Avenue of the Americas New York, NY 10036			ART UNIT	PAPER NUMBER
			1648	

DATE MAILED: 03/12/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Response to Rule 312 Communication	Application No. 09/594,983	Applicant(s) OLSON ET AL.	
	Examiner Shanon Foley	Art Unit 1648	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 22 December 2003 under 37 CFR 1.312 has been considered, and has been:

- a) ☐ entered.
- b) ☐ entered as directed to matters of form not affecting the scope of the invention.
- c) ☐ disapproved because the amendment was filed after the payment of the issue fee.


Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☐ disapproved. See explanation below.

e) ☒ entered in part. See explanation below.

The amendment to claim 98 reciting "at least one of" the CDRs binding to an epitope of CCR5 changes the scope of the claim. The amendment to claim 101, drawn to the monoclonal antibody or fragment comprising "one or more" CDRs also changes the scope of the claim. Therefore, newly presented claims 118, 121, 122, which ultimately depend from claim 101 will not be entered. Newly presented claims 123 and 124 recite "chimeric antibody" and claims 129 and 130 recite "monovalent fragment". Neither of these limitations have been considered before. For these reasons, claims 99, 100, 102-104, 117, 119 and 120 will be entered and newly proposed claims 98, 101, 118 and 121-134 will not be entered.




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